O. S. 88/17 IN THE TRICHUR DISTRICT COURT

103. Mr. K. R. Achyutan *(Ezhuvas-Trichur):* Will Government be pleased to state.—

(*a*) whether there was a suit O. S. 88/17 of Trichur District Court in which the 1st defendant was the Cochin Sirkar and what became of that suit;

(*b*) has the 1st defendant (Cochin Sirkar) paid any damages to the plaintiff and if so what sum was paid;

(*c*) what were the allegations in the plaint which led for claiming damages or compensation;

(*d*) has the suit been contested and evidence been let in by the 1st defendant;

(*e*) why was the suit compromised?

Mr. T. K. Nayar *(Minister for Rural Development):*

(*a*) Yes; the suit was disposed of.

(*b*) No. Rs. 750 was paid as compensation.

(*c*) The loss and difficulties the plaintiff is put to, due to the land acquisition and deepening of the chal.

(*d*) Yes.

(*e*) Government thought it fair to compromise the suit.

Mr. K. T. Achyuthan *(Ezhuvas-Talappalli):* May I know whether there was any instance other than this in which after a suit has been filed for enhanced compensation the Government has compromised the suit?

Mr. T. K. Nayar *(Minister for Rural Development):* I want notice.

Mr. K. T. Achyuthan *(Ezhuvas-Talappalli):* What was the award amount please?

Mr. T. K. Nayar *(Minister for Rural Developmenet):* This was four or five years ago. I want notice.

Mr. K. T. Achyuthan *(Ezhuvas-Talappalli):* What was the special reason for compromising the matter before the judiciary disposed of the suit.

Mr. T. K. Nayar *(Minister for Rural Development):* The chal was acquired for the drainage of water and the chal was constructed just close to the compound of this complainant. Even at the time of acquisition this complainant put in a petition against the acquisition. But the Government decided that the acquisition of the chal is necessary for irrigation purposes and therefore the land was acquired and the chal was constructed. Then later on there was a complaint by the petitioner to the effect that there were damages to the compound and to a well close to the chal. Then Government thought that it was fair to pay him some compensation for reconstructing the whole thing.

Mr. C. V. Iyyu *(Kunnamkulam):* Did the Government consult the Hon'ble Advocate-General?

Mr. T. K. Nayar *(Minister for Rural Development):* Yes.

Mr. A. V. Moothedan *(Chalakkudi):* May I know whether a suit notice was not served on the Government before the suit was filed?

Mr. T. K. Nayar *(Minister for Rural Development):* Yes.

Mr. A. V. Moothedan *(Chalakkudi):* If the claim was reasonable why was he compelled to file a suit.

Mr. T. K. Nayar *(Minister for Rural Development):* At that particular time it was not thought necessary by the Government to accede to his request. But later on when the Government knew the real state of affairs it was thought fair to give some compensation.

Mr. A. V. Moothedan *(Chalakkudi):* Were not the government given two months' time to consider the claim?

Mr. T. K. Nayar *(Minister for Rural Development):* Yes.

Mr. A. V. Moothedan *(Chalakkudi):* Are we to take it that during that time no investigation was made or no steps were taken?

Mr. T. K. Nayar *(Minister for Rural Development):* The report was that it was not thought necessary to give any compensation at that time.

Mr. K. T. Achyuthan *(Ezhuvas-Talappalli):* Are we to take it that no attempt was made to find out the real state of affairs before the suit was filed?

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Mr. T. K. Nayar *(Minister for Rural Development):* Everything possible was done.

Mr. K. S. Panicker *(Ezhuvas-Mukundapuram):* Who was the complainant.

Mr. T. K. Nayar *(Minister for Rural Development):* The complainant is one Thirithi Nambudiri.

Mr. T. A. Ramachandra Ayyar *(Nellayi):* Was anything else done to satisfy this Nambudiri?

Mr. T. K. Nayar *(Minister for Rural Development):* The way to his family temple was also obstructed by the construction of this chal and a path also was constructed.

ASSISTANT DIRECTOR OF INDUSTRIES AND COCHIN CO-OPERATIVE MARKETING SOCIETY

104. Mr. C.V. Iyyu *(Kunnamkulam):* Will Government be pleased to state.—

(*a*) whether the present Assistant Director of Industries was not the Secretary of the Cochin Co-operative Marketing Society, Trichur;

(*b*) what, if any, was the loss sustained by this Society when he was the Secretary;

(*c*) what was his monthly remuneration then and now;

(*d*) the names of the auditors who are asked to audit the accounts of the Society and whether any one of them is in Government service;

(*e*) the steps taken by the Government to recover the lost amount;

(*f*) whether Mr. Sreedhara Menon still continues to be a member of the Managing Committee of the Marketing Society?

Mr. T. K. Nayar *(Minister for Rural Development):* (*a*) No.

(*b*) Does not arise in view of answor to (a)

(*c*) Now Rs. 105 in the grade of Rs. 100-150 as Assistant Director of Industries.

(*d*) Messrs. P. V. Seshadiri Ayyar, V. K. Achyuta Menon, the Inspectors of the Co-operative Department, and Mr. T. S. Anantha Krishna Ayyar. Mr. Anantha Krishna Ayyar was in Government service but has since retired.

(*e*) Does not arise in view of answers given under (a) and (b).

(*f*) Mr. Sreedhara Menon is now a member of the Board of Directors of the Marketing Co-operative Society.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know whether Mr. Sreedhara Menon had any connection with the Marketing Co-operative Society in any capacity?

Mr. T. K. Nayar *(Minister for Rural Development):* Yes. He was the business manager of the Marketing Co-operative Society.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know whether he was being given any allowance or honorarium?

Mr. T. K. Nayar *(Minister for Rural Development):* Yes. Rs. 60.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know whether any of the names mentioned in (*d*) other than those of Mr. T. S. Ananthakrishna Ayyar and Mr. V. K. Achyuta Menon I mean Mr. Seshadri Ayyar was employed or even now is an employee of the Government?

Mr. T. K. Nayar *(Minister for Rural Development):* I want notice.

Mr. C. V. Iyyu *(Kunnamkulam):* Will the Hon'ble Minister be pleased to inform this House whether Mr. Seshadri Ayyar was appointed to audit the accounts this year or in any previous years ?

Mr. T. K. Nayar *(Minister for Rural Development):* In the previous year, I think.

Mr. C. V. Iyyu *(Kunnamkulam):* Will the Hon'ble Minister be pleased to give the information whether Mr. Seshadri Ayyar was in service either in the Industries Department or the Commerce Department, before this Council expires ?

Mr. T. K. Nayar *(Minister for Rural Development):* He is not in the commercial school or in the Industries Department.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know whether he is in any Department in the Government service ?

Mr. T. K. Nayar *(Minister for Rural Development):* I shall try to get the information.

Mr. C. V. Iyyu *(Kunnamkulam):* May I know whether any Government servant in the

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